

SENATE BILL No. 434

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-31.3-9.

Synopsis: Professional sports development areas. Allows a second class city to adopt a resolution to establish a professional sports and convention development area before January 1, 2005. (Current law provides that a second class city that seeks to establish a professional sports and convention development area must have adopted a resolution before July 1, 2003.)

Effective: Upon passage.

Paul

January 12, 2004, read first time and referred to Committee on Commerce and Consumer Affairs.

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Introduced

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

SENATE BILL No. 434

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-7-31.3-9, AS AMENDED BY P.L.178-2002,
2 SECTION 127, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) A tax area must be
4 initially established by resolution:

5 (1) except as provided in subdivision (2), before July 1, 1999; or

6 (2) in the case of a second class city, before ~~July 1, 2003;~~

7 **January 1, 2005;**

8 according to the procedures set forth for the establishment of an
9 economic development area under IC 36-7-14. A tax area may be
10 changed or the terms governing the tax area revised in the same manner
11 as the establishment of the initial tax area. Only one (1) tax area may
12 be created in each county.

13 (b) In establishing the tax area, the designating body must make the
14 following findings instead of the findings required for the
15 establishment of economic development areas:

16 (1) Except for a tax area in a city having a population of:

17 (A) more than one hundred fifty thousand (150,000) but less



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- 1 than five hundred thousand (500,000); or
 2 (B) more than ninety thousand (90,000) but less than one
 3 hundred five thousand (105,000);
 4 there is a capital improvement that will be undertaken or has been
 5 undertaken in the tax area for a facility that is used by a
 6 professional sports franchise for practice or competitive sporting
 7 events. A tax area to which this subdivision applies may also
 8 include a capital improvement that will be undertaken or has been
 9 undertaken in the tax area for a facility that is used for any
 10 purpose specified in section 8(a)(2) of this chapter.
 11 (2) For a tax area in a city having a population of more than one
 12 hundred fifty thousand (150,000) but less than five hundred
 13 thousand (500,000), there is a capital improvement that will be
 14 undertaken or has been undertaken in the tax area for a facility
 15 that is used for any purpose specified in section 8(a) of this
 16 chapter.
 17 (3) For a tax area in a city having a population of more than
 18 ninety thousand (90,000) but less than one hundred five thousand
 19 (105,000), there is a capital improvement that will be undertaken
 20 or has been undertaken in the tax area for a facility that is used for
 21 any purpose specified in section 8(a)(2) of this chapter.
 22 (4) The capital improvement that will be undertaken or that has
 23 been undertaken in the tax area will benefit the public health and
 24 welfare and will be of public utility and benefit.
 25 (5) The capital improvement that will be undertaken or that has
 26 been undertaken in the tax area will protect or increase state and
 27 local tax bases and tax revenues.
 28 (c) The tax area established under this chapter is a special taxing
 29 district authorized by the general assembly to enable the designating
 30 body to provide special benefits to taxpayers in the tax area by
 31 promoting economic development that is of public use and benefit.
 32 **SECTION 2. An emergency is declared for this act.**

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